



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

ANDREW M. CUOMO
ATTORNEY GENERAL

LESLIE LEACH
DEPUTY ATTORNEY GENERAL
STATE COUNSEL DIVISION

JUNE DUFFY
ASSISTANT ATTORNEY GENERAL IN CHARGE
LITIGATION BUREAU

December 28, 2007

Via Facsimile (914) 390-4085

The Honorable Charles L. Briant
United States District Judge
United States District Court
Southern District of New York
White Plains, NY 10601

*Memo Endorsed
Application Granted
& Ordered
for 2.2008
Charles L. Briant
USDJ*

Re: Hope Mickens v. New York State Department of Correctional
Services, et al. (07-Civ-7621) (CB)

Dear Judge Briant:

The purpose of this letter is to report on the progress toward settlement in this matter, where Plaintiff is seeking legal fees under 42 U.S.C. §1988, in the successful prosecution of a claim of retaliation arising from a discrimination claim.

As of date, the Plaintiff's attorney has provided the applicable billing records, which are currently being reviewed, and we are optimistic about trying to resolve this matter.

This matter is before the Court on Friday, January 4, 2008, for an appearance and defendants' time to move or answer ends on that same date. However, the defendants respectfully request that the Court appearance as well as the time to answer or move be deferred until Friday, February 15, 2008, or such time as the Court deems appropriate, in order to allow defendants additional time to bring this matter to a resolution. The Plaintiff consents to this request.

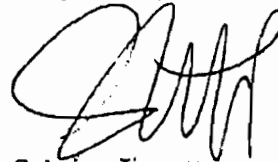
The Honorable Bricant

Re: Hope Mickens v. New York State Department of Correctional
Services, et al. (07-Civ-7621) (CB)

December 28, 2007

Page 2

Respectfully submitted,



Sabrina Jiggetts
Assistant Attorney General
State of New York
Office of the Attorney General
120 Broadway - 24th Floor
New York, NY 10271
Tel. No. (212) 416-6082

cc: Mitchell J. Baker, Esq. (via facsimile (914) 681-9505)
Baker, Leshko, Saline & Blosser, LLP
One North Lexington Avenue
White Plains, NY 10601-1712